

**Cour  
Pénale  
Internationale**



**International  
Criminal  
Court**

Original. English

No: ICC-01/04-01/06

Date. 16 March 2006

**PRE-TRIAL CHAMBER I**

**Before: Judge Sylvia Steiner, Single Judge**

**Registrar: Mr Bruno Cathala**

**SITUATION OF THE DEMOCRATIC REPUBLIC OF THE CONGO  
IN THE CASE OF  
THE PROSECUTOR  
v. THOMAS LUBANGA DYILO**

**Under seal**

**DECISION CONVENING AN *IN CAMERA* MEETING**

**The Office of the Prosecutor**

Mr Luis Moreno-Ocampo, Prosecutor

Mrs Fatou Bensouda, Deputy Prosecutor

Mr Ekkehard Withopf, Senior Trial Lawyer

**I, Judge Sylvia Steiner**, judge at the International Criminal Court (the "Court"),

**NOTING** the "Prosecution's Request for Unsealing the Arrest Warrant"<sup>1</sup> (the "Prosecution's Request"), filed by the Prosecution on 10 March 2006, in which the Prosecution requests that the arrest warrant against Mr Thomas Lubanga Dyilo be unsealed immediately should the existence of the arrest warrant against him be leaked to the public or once the aircraft carrying Mr Thomas Lubanga Dyilo has left the airspace of the Democratic Republic of Congo (the "DRC")<sup>2</sup>;

**NOTING** the decision of Pre-Trial Chamber I (the "Chamber") of 14 March 2006 designating Judge Sylvia Steiner as single judge of the Chamber in the case of the Prosecutor v. Thomas Lubanga Dyilo from 15 until 22 March 2006 at 12 00 hours,<sup>3</sup>

**NOTING** articles 57 (3) (c), 67 (1) and 68 (1) of the Rome Statute (the "Statute") and Rules 87 (2) (c) and 88 (4) of the Rules of Procedure and Evidence (the "Rules"),

**CONSIDERING** the need to obtain further explanations from the Prosecution about the Prosecution's Request and about the possible reclassification of the level of confidentiality of certain non-public documents contained in the record of the case against Mr Thomas Lubanga Dyilo in view of the need to guarantee Mr Thomas Lubanga Dyilo's rights under article 67 (1) of the Statute,

**CONSIDERING** the need to obtain the views of the Prosecution about the possible reclassification of the level of confidentiality of certain non-public documents contained in the record of the situation in the DRC,

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<sup>1</sup> ICC-01/04-01/06-30-US-Exp

<sup>2</sup> Prosecution's Request, para 15

<sup>3</sup> ICC-01/04-01/06-33-US

**CONSIDERING**, furthermore, that several of the relevant documents have been filed by the Registrar,

**FOR THESE REASONS**

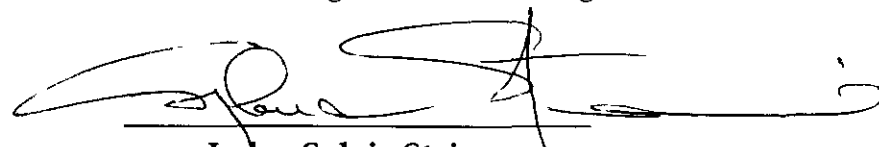
**DECIDE** to convene an *in camera* meeting with the Prosecutor and the Registrar, or with their respective representatives, on Friday 17 March 2006 at 11 00 in Room 1506.

**ORDER** the Registrar to ensure that representatives of the Court Management Section attend the meeting.

**DECIDE** that the agenda of the meeting will be as follows

- 1- The Prosecution's Request for the unsealing of the arrest warrant against Mr Thomas Lubanga Dyilo,
- 2- Issues related to the current classification of non-public documents in the record of the case against Mr Thomas Lubanga Dyilo; and
- 3- Issues related to the current classification of certain non-public documents in the record of the situation in the DRC

Done in both English and French, the English version being authoritative.



**Judge Sylvia Steiner**  
**Single Judge**

Dated this Thursday 16 March 2006

At The Hague

The Netherlands